

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q80989

Takayuki SUZUKI

Appln. No.: 10/821,957

Group Art Unit: 1794

Confirmation No.: 2365

Examiner: LANGMAN, JONATHAN C.

Filed: April 12, 2004

For: SELF-SUPPORTED NITRIDE SEMICONDUCTOR SUBSTRATE AND ITS
PRODUCTION METHOD, AND LIGHT-EMITTING NITRIDE SEMICONDUCTOR
DEVICE USING IT

STATEMENT OF SUBSTANCE OF INTERVIEW

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

A telephonic interview was conducted concerning this application on October 16, 2008.

REMARKS

During the interview, the following was discussed:

1. Brief description of exhibits or demonstration: Not applicable.
2. Identification of claims discussed: Pending claims 1, 2 and 8.
3. Identification of art discussed: The prior art of record was discussed.
4. Identification of principal proposed amendments: Discussed changing the value for X-ray diffraction half width to 278 seconds.
5. Brief Identification of principal arguments: The undersigned recognized that the 286 value recited in claims 1 and 8 appeared to be an error. In view of Table 2 in the present specification, the correct value for the X-ray diffraction half width in {20-24} diffraction plane is 278.

With respect to the issue of product-by-process language, Applicant submit that the limitations in the body of the claim distinguishes the art. With respect to the teaching in Melnik, the Melnik range between 60 and 360 seconds was discussed, and the Examiners took the position that Melnik was not limited to the working Examples. The Examiners' position is that Table 2 in the specification showed a close correlation between X-ray Diffraction Half Width in the (20-24) Plane and the (11-24) Plane, and given that teaching, declaration evidence would be needed to distinguish the prior art. Many of the arguments on the Amendment after final were discusses as well as Melnik and the Examiner in the Advisory Action expanded upon remarks made during the interview.

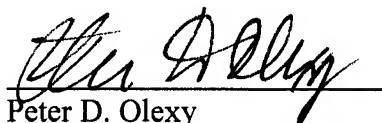
6. Indication of other pertinent matters discussed: Not applicable.

7. Results of Interview: No agreement was reached.

It is respectfully submitted that the instant STATEMENT OF SUBSTANCE OF INTERVIEW complies with the requirements of 37 C.F.R. §§1.2 and 1.133 and MPEP §713.04.

It is believed that no petition or fee is required. However, if the USPTO deems otherwise, Applicant hereby petitions for any extension of time which may be required to maintain the pendency of this case, and any required fee, except for the Issue Fee, for such extension is to be charged to Deposit Account No. 19-4880.

Respectfully submitted,



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WASHINGTON OFFICE

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CUSTOMER NUMBER

Date: November 17, 2008